

AMENDED IN ASSEMBLY MAY 31, 2013

AMENDED IN ASSEMBLY MAY 13, 2013

AMENDED IN ASSEMBLY MAY 1, 2013

AMENDED IN ASSEMBLY APRIL 15, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1147

Introduced by Assembly Member Gomez
(Coauthor: Assembly Member Muratsuchi)

February 22, 2013

An act to amend Sections ~~4601~~ 4601, 4603, 4612, and ~~4612~~ 4613 of the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

AB 1147, as amended, Gomez. Massage therapy.

Existing law, until January 1, 2015, provides for the voluntary certification of massage practitioners and massage therapists by the California Massage Therapy Council.

Existing law specifies the requirements for the council to issue to an applicant a certificate as a massage practitioner, including, but not limited to, successfully completing curricula in massage and related subjects totaling a minimum of 250 hours or the credit unit equivalent, as specified.

This bill would additionally require an applicant for a certificate as a massage practitioner to pass a massage and bodywork competency assessment examination that meets generally recognized psychometric principles and standards, and that is approved by the council.

Existing law specifies the requirements for the council to issue to an applicant a certificate as a massage therapist. Among these requirements, existing law requires an applicant to either (1) successfully complete a minimum of 500 hours, or the credit unit equivalent, of curricula in massage and related subjects, with at least 250 hours being from approved schools, or (2) successfully complete a minimum of 250 hours of curricula in massage and related subjects at an approved school, with at least 100 hours of instruction in certain subjects, and to pass a massage and bodywork competency assessment examination, as specified, that is approved by the council.

This bill would instead require an applicant for a certificate as a massage therapist to successfully complete a minimum of 250 hours of curricula in massage and related subjects at an approved school, with at least 100 hours of instruction in certain subjects, and to pass the massage and bodywork competency assessment examination as described above.

Existing law authorizes a city, county, or city and county to impose certain requirements on massage establishments or businesses that are the sole proprietorship of an individual certified pursuant to existing state law or that employ or use only persons who are so certified. Existing law authorizes a city, county, or city and county to, ~~among other things, adopt reasonable health and safety requirements, as specified, pertaining to those massage establishments or businesses, and to require an applicant for a business license to operate a massage business or establishment to fill out an application that requests relevant information, as specified to charge a massage business or establishment a business licensing fee that is not higher than the lowest fee applied to other individuals and businesses providing professional services, as specified. Existing law also authorizes a city, county, or city and county to enact ordinances, regulations, rules, requirements, and restrictions applicable to the massage establishments or businesses described above, provided that these local requirements are not different from requirements that are uniformly applied to all individuals and businesses providing professional services, as specified, except as provided.~~

This bill would instead authorize a city, county, or city and county to charge a business licensing fee that shall not exceed the average licensing fee applied to other individuals and businesses that provide professional services, as specified. The bill would authorize a city, county, or city and county to enact ordinances, regulations, rules, requirements, and restrictions applicable to the massage establishments

or businesses described above that are owned by an individual or individuals who are certified by the council, as specified, provided that these local requirements are not different from requirements that are uniformly applied to at least one other class of individuals or businesses that provide professional services, as specified, except as provided.

This bill would authorize a city, county, or city and county to require a massage establishment or business described above to apply for and receive a revocable certificate of registration *prior to commencing the operation of a new massage establishment or business or continuing the operation of an existing massage establishment or business.* The bill would authorize a city, county, or city and county to require from an applicant, among other things, copies of specified identification and a statement that the business will only employ or use certified persons to provide massage services and that failure to comply with this provision may result in *the* suspension or revocation of, imposition of conditions upon, or action against the certificate of registration. The bill would authorize a city, county, or city and county to require a massage establishment or business to comply with specified local ordinances, regulations, rules, requirements, or restrictions as a condition of granting or maintaining a revocable certificate of registration and would authorize a city, county, or city and county to, at its sole discretion, *deny*, suspend, revoke, or impose conditions upon a certificate of registration ~~for cause~~ *failure to comply with the provisions of an ordinance adopted pursuant to these provisions.*

Existing law specifies certain violations for which the council may deny an application for a certificate or discipline a certificate holder.

This bill would include among these violations being a sole proprietor who fails to obtain and maintain a certificate of registration, as specified, and being a certificate holder who works at a business that fails to obtain and maintain a certificate of registration and has knowledge for at least 30 days of the failure to maintain, except as provided.

Existing law specifies that the provisions of law governing the voluntary certification of massage practitioners and massage therapists shall not restrict or limit the authority of a city, county, or city and county to, among other things, adopt a local ordinance restricting the opening of a new massage establishment in a location in which a massage establishment has been closed due to criminal activity.

This bill would instead specify that these provisions shall not restrict or limit the authority of a city, county, or city and county to adopt a

local ordinance restricting the opening of a new massage establishment in a location, or within 300 feet of a location, in which a massage establishment has been closed due to criminal activity in the past year.

This bill would make additional clarifying changes.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 4601 of the Business and Professions
2 Code is amended to read:
3 4601. (a) The council shall issue a certificate under this chapter
4 to an applicant who satisfies the requirements of this chapter.
5 (b) (1) In order to obtain certification as a massage practitioner,
6 an applicant shall submit a written application and provide the
7 council with satisfactory evidence that he or she meets all of the
8 following requirements:
9 (A) The applicant is 18 years of age or older.
10 (B) The applicant has successfully completed, at an approved
11 school, curricula in massage and related subjects, totaling a
12 minimum of 250 hours or the credit unit equivalent, that
13 incorporates appropriate school assessment of student knowledge
14 and skills. Included in the hours shall be instruction addressing
15 anatomy and physiology, contraindications, health and hygiene,
16 and business and ethics, with at least 100 hours of the required
17 minimum 250 hours devoted to these curriculum areas.
18 (C) The applicant has passed a massage and bodywork
19 competency assessment examination that meets generally
20 recognized psychometric principles and standards, and that is
21 approved by the council. The successful completion of this
22 examination may have been accomplished before the date the
23 council is authorized by this chapter to begin issuing certificates.
24 (D) All fees required by the council have been paid.
25 (2) New certificates shall not be issued pursuant to this
26 subdivision after December 31, 2015. Certificates issued pursuant
27 to this section or subdivision (a) or (c) of Section 4604 on or before
28 December 31, 2015, shall, after December 31, 2015, be renewed
29 without any additional educational requirements, provided that the
30 certificate holder continues to be qualified pursuant to this chapter.

1 (c) In order to obtain certification as a massage therapist, an
2 applicant shall submit a written application and provide the council
3 with satisfactory evidence that he or she meets all of the following
4 requirements:

5 (1) The applicant is 18 years of age or older.

6 (2) The applicant has successfully completed the curricula in
7 massage and related subjects totaling a minimum of 500 hours or
8 the credit unit equivalent. Of this 500 hours, a minimum of 250
9 hours shall be from approved schools. Included in the 250 hours
10 from approved schools shall be instruction addressing anatomy
11 and physiology, contraindications, health and hygiene, and business
12 and ethics, with at least 100 hours of the required 250 hours from
13 approved schools devoted to these curriculum areas. The remaining
14 250 hours required may be secured either from approved or
15 registered schools, or from continuing education providers
16 approved by, or registered with, the council or the Department of
17 Consumer Affairs. After December 31, 2015, applicants may only
18 satisfy the curricula in massage and related subjects from approved
19 schools.

20 (3) The applicant has passed a massage and bodywork
21 competency assessment examination that meets generally
22 recognized psychometric principles and standards, and that is
23 approved by the council. The successful completion of this
24 examination may have been accomplished before the date the
25 council is authorized by this chapter to begin issuing certificates.

26 (4) All fees required by the council have been paid.

27 (d) The council shall issue a certificate to an applicant who
28 meets the other qualifications of this chapter and holds a current
29 and valid registration, certification, or license from any other state
30 whose licensure requirements meet or exceed those defined within
31 this chapter. The council shall have discretion to give credit for
32 comparable academic work completed by an applicant in a program
33 outside of California.

34 (e) An applicant applying for a massage therapist certificate
35 shall file with the council a written application provided by the
36 council, showing to the satisfaction of the council that he or she
37 meets all of the requirements of this chapter.

38 (f) Any certification issued under this chapter shall be subject
39 to renewal every two years in a manner prescribed by the council,

1 and shall expire unless renewed in that manner. The council may
2 provide for the late renewal of a certificate.

3 (g) (1) The council shall have the responsibility to determine
4 that the school or schools from which an applicant has obtained
5 the education required by this chapter meet the requirements of
6 this chapter. If the council has any reason to question whether or
7 not the applicant received the education that is required by this
8 chapter from the school or schools that the applicant is claiming,
9 the council shall investigate the facts to determine that the applicant
10 received the required education prior to issuing a certificate.

11 (2) For purposes of paragraph (1) and any other provision of
12 this chapter for which the council is authorized to receive factual
13 information as a condition of taking any action, the council shall
14 have the authority to conduct oral interviews of the applicant and
15 others or to make any investigation deemed necessary to establish
16 that the information received is accurate and satisfies any criteria
17 established by this chapter.

18 (h) The certificate issued pursuant to this chapter, as well as
19 any identification card issued by the council, shall be surrendered
20 to the council by any certificate holder whose certificate has been
21 suspended or revoked.

22 *SEC. 2. Section 4603 of the Business and Professions Code is*
23 *amended to read:*

24 4603. It is a violation of this chapter for a certificate holder to
25 commit, and the council may deny an application for a certificate
26 or discipline a certificate holder for, any of the following:

27 (a) Unprofessional conduct, including, but not limited to, denial
28 of licensure, revocation, suspension, restriction, or any other
29 disciplinary action against a certificate holder by another state or
30 territory of the United States, by any other government agency, or
31 by another California health care professional licensing board. A
32 certified copy of the decision, order, or judgment shall be
33 conclusive evidence of these actions.

34 (b) Procuring a certificate by fraud, misrepresentation, or
35 mistake.

36 (c) Violating or attempting to violate, directly or indirectly, or
37 assisting in or abetting the violation of, or conspiring to violate,
38 any provision or term of this chapter or any rule or bylaw adopted
39 by the council.

1 (d) Conviction of any felony, misdemeanor, infraction, or
2 municipal code violation, or liability in an administrative or civil
3 action, that is substantially related to the qualifications, functions,
4 or duties of a certificate holder, in which event the record of the
5 conviction or other judgment shall be conclusive evidence of the
6 crime or liability.

7 (e) Impersonating an applicant or acting as a proxy for an
8 applicant in any examination referred to under this chapter for the
9 issuance of a certificate.

10 (f) Impersonating a certified practitioner or therapist, or
11 permitting or allowing an uncertified person to use a certificate.

12 (g) Committing any fraudulent, dishonest, or corrupt act that is
13 substantially related to the qualifications or duties of a certificate
14 holder.

15 (h) Committing any act punishable as a sexually related crime.

16 (i) *Being a sole proprietor who fails to obtain and maintain a*
17 *certificate of registration as required by an ordinance adopted*
18 *pursuant to subdivision (e) of Section 4612.*

19 (j) *Being a certificate holder who works at a business that fails*
20 *to obtain and maintain a certificate of registration as required by*
21 *an ordinance adopted pursuant to subdivision (e) of Section 4612*
22 *and who has knowledge for at least 30 days of that failure. A*
23 *certificate holder shall not be subject to discipline for a violation*
24 *of this subdivision if the business is making a good faith effort to*
25 *obtain or reinstate the certificate of registration.*

26 ~~SEC. 2.~~

27 *SEC. 3.* Section 4612 of the Business and Professions Code is
28 amended to read:

29 4612. (a) (1) The holder of a certificate issued pursuant to
30 this chapter shall have the right to practice massage, consistent
31 with this chapter and the qualifications established by his or her
32 certification, in any city, county, or city and county in this state
33 and shall not be required to obtain any other license, permit, or
34 other authorization, except as provided in this section, to engage
35 in that practice.

36 (2) ~~Notwithstanding any other provision of law, a~~ A city, county,
37 or city and county shall not enact an ordinance that requires a
38 license, permit, or other authorization to provide massage for
39 compensation by an individual who is certified pursuant to this
40 chapter and who is practicing consistent with the qualifications

1 established by his or her certification, or by a massage business
2 or massage establishment that employs or uses only persons who
3 are certified pursuant to this chapter to provide massage for
4 compensation, *except as provided in this section*. No provision of
5 any ordinance enacted by a city, county, or city and county that is
6 in effect before the effective date of this chapter, and that requires
7 a license, permit, or other authorization to provide massage for
8 compensation, may be enforced against an individual who is
9 certified pursuant to this chapter or against a massage business or
10 massage establishment that employs or uses only persons who are
11 certified pursuant to this chapter to provide massage for
12 compensation.

13 (3) Except as provided in subdivision (b), nothing in this section
14 shall be interpreted to prevent a city, county, or city and county
15 from adopting or enforcing any local ordinance that provides for
16 reasonable health and safety requirements for massage
17 establishments or businesses. Subdivision (b) shall not apply to
18 any massage establishment or business that employs or uses
19 persons to provide massage services who are not certified pursuant
20 to this chapter.

21 (b) (1) This subdivision shall apply only to massage
22 establishments or businesses that are sole proprietorships, where
23 the sole proprietor is certified pursuant to this chapter, and to
24 massage establishments or businesses that employ or use only
25 persons certified pursuant to this chapter to provide massage
26 services. For purposes of this subdivision, a sole proprietorship is
27 a business where the owner is the only person employed by that
28 business to provide massage services.

29 (2) (A) Any massage establishment or business described in
30 paragraph (1) shall maintain on its premises evidence for review
31 by local authorities that demonstrates that all persons providing
32 massage services are certified.

33 (B) Nothing in this section shall preclude a city, county, or city
34 and county from including in a local ordinance a provision that
35 requires a business described in paragraph (1) to file copies or
36 provide other evidence of the certificates held by the persons who
37 are providing massage services at the business.

38 (3) A city, county, or city and county may charge a massage
39 business or establishment a business licensing fee, ~~provided that~~
40 ~~the fee shall be no higher than the lowest fee that shall not exceed~~

1 *the average licensing fee that is applied to other individuals and*
 2 *businesses providing that provide professional services, as defined*
 3 *in subdivision (a) of Section 13401 of the Corporations Code.*

4 (4) Nothing in this section shall prohibit a city, county, or city
 5 and county from enacting ordinances, regulations, rules,
 6 requirements, restrictions, land use regulations, moratoria,
 7 conditional use permits, or zoning requirements applicable to an
 8 ~~individual certified pursuant to this chapter or to a massage~~
 9 ~~establishment or business that uses only individuals who are~~
 10 ~~certified pursuant to this chapter to provide massage for~~
 11 ~~compensation, provided that, unless described in paragraph (1)~~
 12 ~~that is owned by an individual or individuals certified pursuant to~~
 13 ~~this chapter. Unless otherwise exempted by this chapter, these any~~
 14 ~~ordinances, regulations, rules, requirements, restrictions, land use~~
 15 ~~regulations, moratoria, conditional use permits, and zoning~~
 16 ~~requirements enacted pursuant to this paragraph shall be no~~
 17 ~~different than the requirements that are uniformly applied to all at~~
 18 ~~least one other class of individuals and or businesses providing~~
 19 ~~that provide professional services, as defined in subdivision (a) of~~
 20 ~~Section 13401 of the Corporations Code. No A provision of any~~
 21 ~~ordinance, regulation, rule, requirement, restriction, land use~~
 22 ~~regulation, moratoria, conditional use permit, or zoning requirement~~
 23 ~~enacted by a city, county, or city and county that is in effect before~~
 24 ~~the effective date of this chapter, and that is inconsistent with this~~
 25 ~~paragraph, may shall not be enforced against an individual who~~
 26 ~~is certified pursuant to this chapter or against a massage business~~
 27 ~~or massage establishment that uses only individuals who are~~
 28 ~~certified pursuant to this chapter to provide massage for~~
 29 ~~compensation a massage establishment or business described in~~
 30 ~~paragraph (1) that is owned by an individual or individuals~~
 31 ~~certified pursuant to this chapter.~~

32 (5) Local building code or physical facility requirements
 33 applicable to massage establishments or businesses shall not require
 34 additional restroom, shower, or other facilities that are not
 35 uniformly applicable to other professional or personal service
 36 businesses, nor shall building or facility requirements be adopted
 37 that (A) require unlocked doors when there is no staff available to
 38 ensure security for clients and massage staff who are behind closed
 39 doors, or (B) require windows that provide a view into massage

1 rooms that interfere with the privacy of clients of the massage
2 business.

3 (6) A city, county, or city and county may adopt reasonable
4 health and safety requirements with respect to massage
5 establishments or businesses, including, but not limited to,
6 requirements for cleanliness of massage rooms, towels and linens,
7 and reasonable attire and personal hygiene requirements for persons
8 providing massage services, provided that nothing in this paragraph
9 shall be interpreted to authorize adoption of local ordinances that
10 impose additional qualifications, such as medical examinations,
11 background checks, or other criteria, upon any person certified
12 pursuant to this chapter.

13 (7) Nothing in this section shall preclude a city, county, or city
14 and county from doing any of the following:

15 (A) Requiring an applicant for a business license to operate a
16 massage business or establishment to fill out an application that
17 requests the applicant to provide relevant information, as long as
18 the information requested is the same as that required of other
19 individuals and professionals providing professional services as
20 defined in subdivision (a) of Section 13401 of the Corporations
21 Code.

22 (B) Making reasonable investigations into the information so
23 provided.

24 (C) Denying or restricting a business license if the applicant
25 has provided materially false information.

26 (D) *Enacting ordinances, regulations, rules, requirements,*
27 *restrictions, moratoria, and conditional use permits to regulate*
28 *massage businesses or establishments that fail to obtain or*
29 *maintain a certificate of registration as required by an ordinance*
30 *adopted pursuant to subdivision (e).*

31 (c) An owner or operator of a massage business or establishment
32 who is certified pursuant to this chapter shall be responsible for
33 the conduct of all employees or independent contractors working
34 on the premises of the business. Failure to comply with this chapter
35 may result in revocation of the owner's or operator's certificate in
36 accordance with Section 4603. Nothing in this section shall
37 preclude a local ordinance from authorizing suspension, revocation,
38 or other restriction of a license or permit issued to a massage
39 establishment or business if violations of this chapter, or of the
40 local ordinance, occur on the business premises.

1 (d) Nothing in this section shall preclude a city, county, or city
2 and county from adopting a local ordinance that is applicable to
3 massage businesses or establishments described in paragraph (1)
4 of subdivision (b) and that does either of the following:

5 (1) Provides that duly authorized officials of the city, county,
6 or city and county have the right to conduct reasonable inspections,
7 during regular business hours, to ensure compliance with this
8 chapter, the local ordinance, or other applicable fire and health
9 and safety requirements.

10 (2) Requires an owner or operator to notify the city, county, or
11 city and county of any intention to rename, change management,
12 or convey the business to another person.

13 ~~(e) Nothing in this chapter shall be construed to preclude a city,~~
14 ~~county, or city and county from requiring a background check of~~
15 ~~an owner or operator of a massage establishment who owns 5~~
16 ~~percent or more of a massage business or massage establishment~~
17 ~~and who is not certified pursuant to this chapter. The background~~
18 ~~check may include, but is not limited to, a criminal background~~
19 ~~check, including requiring submission of fingerprints for a state~~
20 ~~and federal criminal background check, submission of an~~
21 ~~application that requires the applicant to state information,~~
22 ~~including, but not limited to, the applicant's business, occupation,~~
23 ~~and employment history for the 10 years preceding the date of~~
24 ~~application, the inclusive dates of same, and the name and address~~
25 ~~of any massage business or other like establishment owned or~~
26 ~~operated by any person who is subject to the background check~~
27 ~~requirement of this subdivision. If a noncertified owner's or~~
28 ~~operator's background check results in a finding that the city,~~
29 ~~county, or city and county determines is relevant to owning or~~
30 ~~operating a massage establishment, then the provisions of~~
31 ~~subdivisions (a) and (b) shall not apply to that establishment and~~
32 ~~the city, county, or city and county may regulate that establishment~~
33 ~~in any manner it deems proper that is in accordance with the law.~~

34 (f)

35 (e) (1) Nothing in this chapter shall preclude a city, county, or
36 city and county from including a provision in a local ordinance
37 requiring the owner or owners of a massage establishment or
38 business described in paragraph (1) of subdivision (b) to apply for
39 and receive a revocable certificate of registration *prior to*
40 *commencing the operation of a new massage establishment or*

1 *business, or continuing the operation of an existing massage*
2 *establishment or business.*

3 (2) As part of the application for a certificate of registration, a
4 city, county, or city and county may require the following from
5 an applicant:

6 (A) The full true name under which the massage establishment
7 or business will be conducted.

8 (B) The present or proposed address where the massage
9 establishment or business will be conducted.

10 (C) The full true legal name and mailing address of the owner
11 or owners of the massage establishment or business.

12 (D) A copy of a certificate, or any other evidence of certification,
13 issued to each person pursuant to this chapter who will be providing
14 massage services at the massage establishment or business.

15 (E) A copy of a photographic government-issued identification
16 card of the owner or owners of the massage establishment or
17 business.

18 (F) A statement that the business will only employ or use
19 persons certified pursuant to this chapter to provide massage
20 services and that failure to comply with this provision may result
21 in *the* suspension or revocation of, imposition of conditions upon,
22 or action against the certificate of registration.

23 (G) A statement that the applicant will provide written
24 notification of any changes to the original application within 10
25 days of that change occurring.

26 (H) Authorization for the city, county, or city and county to
27 investigate the truth of the information contained in the application.

28 (I) The payment of a fee to conduct a background check pursuant
29 to ~~subdivision (e)~~ *Section 4613* if the owner or owners of the
30 massage establishment or business applying for the certificate of
31 registration are not certified pursuant to this chapter and own 5
32 percent or more of the massage establishment or business.

33 (J) *A copy of any lease or rental agreement executed by the*
34 *applicant for purposes of operating the massage establishment or*
35 *business.*

36 (3) A city, county, or city and county may require a massage
37 establishment or business to comply with any applicable local
38 ordinance, regulation, rule, requirement, or restriction that complies
39 with subdivision (b) or (d) as a condition of granting or maintaining

1 a revocable certificate of registration, including, but not limited
2 to, those provisions pertaining to health and safety.

3 (4) A city, county, or city and county may exempt certain classes
4 of persons or businesses from compliance with the requirements
5 for a certificate of registration.

6 (5) A city, county, or city and county may make the certificate
7 of registration nontransferable.

8 (6) A city, county, or city and county may, at its sole discretion,
9 deny, suspend, revoke, impose conditions upon, or otherwise act
10 against a certificate of registration ~~for cause failure to comply with~~
11 ~~the provisions of an ordinance adopted pursuant to this subdivision.~~

12 *SEC. 4. Section 4613 of the Business and Professions Code is*
13 *amended to read:*

14 4613. (a) Nothing in this chapter shall restrict or limit in any
15 way the authority of a city, county, or city and county to adopt a
16 local ordinance governing any person who is not certified pursuant
17 to this chapter.

18 (b) Nothing in this chapter is intended to affect the practice
19 rights of any person licensed by the state to practice or perform
20 any functions or services pursuant to that license.

21 (c) Nothing in this chapter shall be construed to restrict or limit
22 in any way the authority of a city, county, or city and county to
23 adopt a local ordinance restricting the opening of a new massage
24 establishment in a ~~location~~ location, or within 300 feet of a
25 location, in which a massage establishment has been closed due
26 to criminal activity in the past year.

27 (d) *Nothing in this chapter shall be construed to preclude a city,*
28 *county, or city and county from requiring a background check of*
29 *an owner or operator of a massage establishment who owns 5*
30 *percent or more of a massage business or massage establishment*
31 *and who is not certified pursuant to this chapter. The background*
32 *check may include, but is not limited to, a criminal background*
33 *check, including requiring submission of fingerprints for a state*
34 *and federal criminal background check, and submission of an*
35 *application that requires the applicant to provide information,*
36 *including, but not limited to, the applicant's business, occupation,*
37 *and employment history for the 10 years preceding the date of*
38 *application, the inclusive dates of same, and the name and address*
39 *of any massage business or other like establishment owned or*
40 *operated by any person who is subject to the background check*

1 *requirement of this subdivision. If a noncertified owner's or*
2 *operator's background check discloses information that the city,*
3 *county, or city and county determines is relevant to owning or*
4 *operating a massage establishment, the city, county, or city and*
5 *county may regulate that establishment in any manner it deems*
6 *proper that is in accordance with the law.*

O